

“(b) EXCEPTION.—Subsection (a) shall not apply in connection with a criminal proceeding instituted by the government of a foreign country within the courts of such country with respect to a war crime allegedly committed—

“(1) on territory subject to the sovereign jurisdiction of such government; or

“(2) against persons who were nationals of such country at the time that the war crime is alleged to have been committed.

“(c) CRIMINAL PENALTY.—

“(1) IN GENERAL.—Any person who violates subsection (a) shall be fined not more than \$5,000,000, imprisoned under paragraph (2), or both.

“(2) PRISON SENTENCE.—The maximum term of imprisonment for an offense under this section is the greater of—

“(A) 5 years; or

“(B) the maximum term that could be imposed on the American in the criminal proceeding described in subsection (a) with respect to which the violation took place.

“(d) EXTRATERRITORIAL JURISDICTION.—There is extraterritorial jurisdiction over an offense under this section.

“(e) CIVIL REMEDY.—Any person who is aggrieved by a violation described in subsection (a) may, in a civil action, obtain appropriate relief, including—

“(1) punitive damages; and

“(2) a reasonable attorney's fee as part of the costs.

“(f) DEFINITIONS.—In this section—

“(1) the term ‘American’ means any citizen or national of the United States, or any other person employed by or working under the direction of the United States Government;

“(2) the term ‘indict’ includes—

“(A) the formal submission of an order or request for the prosecution or arrest of a person; and

“(B) the issuance of a warrant or other order for the arrest of a person,

by an official of the International Criminal Court, another international organization, or a foreign government;

“(3) the term ‘International Criminal Court’ means the court established by the Rome Statute of the International Criminal Court adopted by the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court on July 17, 1998; and

“(4) the term ‘war crime’ means any offense that is within the jurisdiction of the International Criminal Court at the time the offense is committed.”

(c) CLERICAL AMENDMENT.—The table of sections in chapter 118 of title 18, United States Code, is amended by adding at the end the following:

“2442. International criminal court.”.

**SA 884.** Mr. ENSIGN submitted an amendment intended to be proposed by him to the bill S. 372, to authorize appropriations for fiscal year 2007 for the intelligence and intelligence-related activities of the United States Government, the Intelligence Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; which was ordered to lie on the table; as follows:

In lieu of the matter proposed to be inserted, insert the following:

**SEC. \_\_\_\_ . PENALTIES FOR VIOLATIONS OF THE INTERNATIONAL EMERGENCY ECONOMIC POWERS ACT.**

Section 206 of the International Emergency Economic Powers Act (50 U.S.C. 1705) is amended to read as follows:

#### “PENALTIES

“SEC. 206. (a) It shall be unlawful for—

“(1) a person to violate, or conspire to or attempt to violate, any license, order, regulation, or prohibition issued under this title;

“(2) a person subject to the jurisdiction of the United States to take any action to evade or avoid, or attempt to evade or avoid, a license, order, regulation, or prohibition issued under this title; or

“(3) a person subject to the jurisdiction of the United States to approve, facilitate, or provide financing for any action, regardless of who initiates or completes the action, if it would be unlawful for such person to initiate or complete the action.

“(b) A civil penalty not to exceed \$250,000 may be imposed on any person who commits an unlawful act described in subsection (a).

“(c) A person who willfully commits, or willfully attempts to commit, an unlawful act described in subsection (a), shall, upon conviction for such unlawful act—

“(1) if a corporation, be fined not more than \$500,000;

“(2) if a natural person, be fined not more than \$500,000, or imprisoned not more than 10 years, or both; or

“(3) if an officer, director, or agent of a corporation who knowingly participates, or attempts to participate, in such unlawful act, be fined not more than \$500,000, or imprisoned not more than 10 years, or both.”.

#### NOTICES OF HEARINGS/MEETINGS

##### COMMITTEE ON RULES AND ADMINISTRATION

Mrs. FEINSTEIN. Mr. President, I wish to announce that the Committee on Rules and Administration will meet on Wednesday, April 18, 2007, at 10 a.m., to conduct a hearing on Repealing Limitation on Party Expenditures on Behalf of Candidates in General Elections.

For further information regarding this hearing, please contact Howard Gantman at the Rules and Administration Committee on 224-6352.

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that a hearing has been scheduled before the Subcommittee on Energy, Committee on Energy and Natural Resources.

The hearing will be held on April 23, 2007 at 3 p.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of the hearing is to receive testimony on S. 1115, a bill to promote the efficient use of oil, natural gas, and electricity, reduce oil consumption, and heighten energy efficiency standards for consumer products and industrial equipment, and for other purposes.

Because of the limited time available for the hearing, witnesses may testify by invitation only. However, those wishing to submit written testimony for the hearing record should send two copies of their testimony to the Committee on Energy and Natural Resources, United States Senate, Washington, DC 20510-6150.

For further information, please contact Deborah Estes at (202) 224-4971 or Britni Rillera at (202) 224-1219.

#### JOINT COMMITTEE ON THE LIBRARY

Mrs. FEINSTEIN. Mr. President, I wish to announce that the Joint Committee of Congress on the Library will meet on Wednesday, April 18, 2007, at 2:15 p.m., in S-115 to conduct its organization meeting for the 110th Congress.

For further information regarding this hearing, please contact Howard Gantman at the Rules and Administration Committee on 224-6352.

##### COMMITTEE ON SMALL BUSINESS AND ENTREPRENEURSHIP

Mr. KERRY. Mr. President, the Chairman would like to inform the Members of the Committee that the Committee will hold a hearing entitled “Sarbanes-Oxley and Small Business: Addressing Proposed Regulatory Changes and their Impact on Capital Markets,” on Wednesday, April 18, 2007 at 10 a.m. in room 428A of the Russell Senate Office Building.

#### AUTHORITY FOR COMMITTEES TO MEET

##### COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that the Committee on Energy and Natural Resources be authorized to hold a hearing during the session of the Senate on Monday, April 16, 2007, at 2:30 p.m. in room SD-366 of the Dirksen Senate Office Building.

The purpose of this hearing is to receive testimony on S. 731, National Carbon Dioxide Storage Capacity Assessment Act of 2007 and S. 962, Department of Energy Carbon Capture and Storage Research, Development, and Demonstration Act of 2007.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### APPOINTMENTS

The PRESIDING OFFICER. The chair, on behalf of the Republican leader, pursuant to Section 154 of Public Law 108-199, appoints the following Senator as Vice Chairman of the Senate Delegation to the U.S.-Russia Interparliamentary Group conference during the 110th Congress: the Honorable TRENT LOTT of Mississippi.

The Chair, on behalf of the Majority Leader, pursuant to Section 154 of Public Law 108-199, appoints the following Senator as Chairman of the Senate Delegation to the U.S.-Russia Interparliamentary Group conference during the 110th Congress: the Honorable E. BENJAMIN NELSON of Nebraska.

#### ORDERS FOR TUESDAY, APRIL 17, 2007

Mr. ROCKEFELLER. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned until 10 a.m., Tuesday, April 17; that on Tuesday, following the prayer and the pledge, the Journal

of proceedings be approved to date, the morning hour be deemed to have expired, the time for the two leaders be reserved for their use later in the day; that there then be a period of morning business for 60 minutes, with Senators permitted to speak therein for up to 10 minutes each, with the first 30 minutes under the control of the Republican leader or his designee, and the final 30 minutes under the control of the majority leader or his designee; that at close of morning business, the Senate resume consideration of S. 372, the Intelligence authorization bill; that on Tuesday, the Senate stand in recess from 12:30 p.m. to 2:15 p.m. in order to accommodate the respective party conference work sessions.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDER TO ADJOURN

Mr. ROCKEFELLER. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand adjourned under the previous order following the remarks of Senator WARNER and Senator WEBB.

The PRESIDING OFFICER. Without objection, it is so ordered.

The Senator from Virginia is recognized.

Mr. WARNER. Mr. President, at this time, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. WARNER. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### EXPRESSING THE CONDOLENCES OF THE SENATE ON THE TRAGIC EVENTS AT VIRGINIA TECH UNIVERSITY

Mr. WARNER. Mr. President, I am joined here with my colleague, Senator WEBB, and the two of us have put forward a resolution of the Senate, S. Res. 149. We are joined in the cosponsorship by the distinguished majority leader, Senator REID, the minority leader, Senator MCCONNELL, and all other Members of the Senate.

Our resolution, jointly prepared by Senator WEBB and myself, reads as follows:

Expressing the condolences of the Senate on the tragic events at Virginia Tech University.

Resolved, that the Senate

(1) offers its heartfelt condolences to the victims and their families, and to students, faculty, administration and staff and their families who have been deeply affected by the tragic events that occurred today at Virginia Tech in Blacksburg, Virginia;

(2) expresses its hope that today's losses will lead to a shared national commitment to take steps that will help our communities prevent such tragedies from occurring in the future; and

(3) recognizes that Virginia Tech has served as an exemplary institution of teaching, learning, and research for well over a century; and that the University's historic and proud traditions will carry on.

I yield the floor to my distinguished colleague.

The PRESIDING OFFICER. The Senator from Virginia.

Mr. WEBB. Mr. President, I again express my gratitude to the senior Senator from Virginia for taking the initiative on this resolution and working with us to make sure this is language which is acceptable to all the Members of this body.

I also express my appreciation to many people in this body—Members—and also staff members and others who have come forward today and expressed their condolences about what happened in this incident. Again, all of us are truly saddened by what has happened today in this tragic event. This is a very small gesture of condolence and support from our body, but I think it is a very appropriate one, and I am pleased to be one of the cosponsors of it. Hopefully, once the grieving is done, we can, indeed, move forward to finding ways that will prevent these sorts of incidents from happening in the future.

I yield the floor.

Mr. WARNER. Mr. President, I thank my distinguished colleague. We have worked as partners on this resolution throughout the day. It has been a most unusual day for the two of us, for our Governor, for our State, and all its people.

Mr. President, I ask unanimous consent that the Senate now proceed to the consideration of S. Res. 149, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The assistant legislative clerk read as follows:

A resolution (S. Res. 149) expressing the condolences of the Senate on the tragic events at Virginia Tech University.

There being no objection, the Senate proceeded to consider the resolution.

Mr. WARNER. Mr. President, I ask unanimous consent that the resolution

be agreed to and that the motion to reconsider be laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 149) was agreed to, as follows:

#### S. RES. 149

Expressing the condolences of the Senate on the tragic events at Virginia Tech University.

Resolved, that the Senate—

(1) offers its heartfelt condolences to the victims and their families, and to students, faculty, administration and staff and their families who have been deeply affected by the tragic events that occurred today at Virginia Tech in Blacksburg, Virginia;

(2) expresses its hope that today's losses will lead to a shared national commitment to take steps that will help our communities prevent such tragedies from occurring in the future; and

(3) recognizes that Virginia Tech has served as an exemplary institution of teaching, learning, and research for well over a century; and that the University's historic and proud traditions will carry on.

Mr. WARNER. I yield the floor.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

The PRESIDING OFFICER. Under the previous order, the Senate stands adjourned until 10 a.m. tomorrow.

Thereupon, the Senate, at 6:47 p.m., adjourned until Tuesday, April 17, 2007, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate April 16, 2007:

##### FEDERAL EMERGENCY MANAGEMENT AGENCY

DENNIS R. SCHRADER, OF MARYLAND, TO BE DEPUTY ADMINISTRATOR FOR NATIONAL PREPAREDNESS, FEDERAL EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF HOMELAND SECURITY. (NEW POSITION)

##### IN THE ARMY

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

##### To be colonel

KIRK O. AUSTIN, 0000  
JOHNNY M. SELLERS, 0000  
LEE W. SMITHSON, 0000

THE FOLLOWING NAMED ARMY NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE RESERVE OF THE ARMY UNDER TITLE 10, U.S.C., SECTIONS 12203 AND 12211:

##### To be colonel

CRAIG E. BENNETT, 0000  
DAVID G. BRIDGES, 0000  
GARY A. FREESE, 0000  
DARLENE M. SHEALY, 0000